

1. Defendant admits the allegations contained in paragraph 1 through 6 of Plaintiff's Complaint.
2. Defendant denies that he had a race horse "Take Me Out Deputy" at the time he filed, and he stated at the first meeting of creditors that he had forgotten to add a 1994 horse trailer and amended his Schedule "B" after the first meeting of creditors to include the 1994 horse trailer, which has been used for storage in Louisiana for the last several years.
3. Defendant denies the allegations contained in paragraph 8 of Plaintiff's Complaint.
4. Defendant denies that he owns any right or title to any colts that may have been conceived prior to the filing of his bankruptcy.
5. Defendant stated at the first meeting of creditors that he had accounts at a horse racing facility at the time of filing the bankruptcy, and he amended Schedule "B" to add that information after the first meeting of creditors.
6. Defendant denies the allegations contained in paragraphs 11 through 14 of Plaintiff's Complaint.

7. Defendant admits that the provisions as listed in paragraphs 15 through 17 set forth in Plaintiff's Complaint are provided in the Bankruptcy Code.
8. Defendant denies the allegations contained in paragraph 18 of Plaintiff's Complaint.

Defendant prays that:

1. The relief sought by Plaintiff in said Complaint be denied.
2. Defendant recover all costs expended; and
3. Such other relief that is just be granted to Defendant.

WHEREFORE, PREMISES CONSIDERED, Defendant prays that the relief sought in the Complaint be denied and that the Court grant Defendant any such other relief to which he may be entitled.

Respectfully submitted,

By _____
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Attorney for Defendant

CERTIFICATE OF SERVICE

This is to certify that a true and correct copy Defendant's Answer to Original Complaint has been sent to the individuals listed below by depositing in the United States Mail, postage prepaid, on the 2nd day of March, 2005.

Andrew F. Emerson
2121 San Jacinto St., Suite 840
Dallas, TX 75201

Betty Allen-Newton